

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
GOVERNMENTAL CENTER
Monday, January 31, 2005**

Present: Commissioner President Thomas F. McKay
Commissioner Kenneth R. Dement
Commissioner Lawrence D. Jarboe
Commissioner Thomas A. Mattingly, Sr.
Commissioner Daniel H. Raley
George G. Forrest, County Administrator
Kate Mauck, Senior Administrative Coordinator (Recorder)

CALL TO ORDER

The meeting was called to order at 1:09 p.m.

APPROVAL OF MINUTES

Commissioner Jarboe moved, seconded by Commissioner Raley, to approve the minutes of the Commissioners' meeting of Tuesday, January 25, 2005. Motion carried.

AFRICAN-AMERICAN HISTORY MONTH: GREEN HOLLY ELEMENTARY SCHOOL STUDENTS PRESENTATION

Students from Green Holly Elementary School provided presentations in honor of African-American History Month.

PROCLAMATION: HEART TRUTH CAMPAIGN, WEAR RED DAY

Members of the Health Department, with invited representatives from several organizations, were presented with a Proclamation recognizing National Wear Red Day, part of the Heart Truth Campaign, a national awareness campaign aimed at improving awareness of women's risk for heart disease.

APPOINTMENT OF BOCC VICE PRESIDENT FOR 2005

Commissioner Raley moved, seconded by Commissioner Jarboe, to appoint Commissioner Mattingly to serve as the Board of County Commissioner Vice President for calendar year 2005. Motion carried.

SOUTHERN MARYLAND BROADBAND STUDY: PROCESS AND TIMELINE

Present: David Jenkins, Executive Director, Tri-County Council for Southern Maryland
Joseph Sudo, Director, C-C-G Consulting, Inc.
Tim Faust, Economic Development Coordinator, Department of Economic
and
Community Development

An update on the process and timeline for the Southern Maryland Broadband Study was outlined. In late April or early May, 2005, a series of solutions, recommendations, and costs will be presented to the Board of County Commissioners. Information that is presented to Charles and Calvert Counties will be available for review and comparison; however, the report for St. Mary's will be specific to this county. The information gathering process was outlined and technology determinations were discussed. The Tri-County Council is currently in the process of coordinating combined meetings with the IT Directors from each of the three counties in order to compare and contrast needs.

COUNTY ADMINISTRATOR

1. Draft Agendas for February 8 and February 15, 2005
2. **Department of Recreation, Parks, and Community Services**

Present: Phil Rollins, Director

Also Present: Gary Reed, Program Coordinator

- a. **Commissioner Dement moved, seconded by Commissioner Raley, to approve and authorize the Commissioner President to sign Arts Council Community Arts Development FY06 Grant Application for the Summerstock Musical. Motion carried.**

- b. **Commissioner Mattingly moved, seconded by Commissioner Jarboe, to approve and authorize the Commissioner President to sign Budget Amendment to increase the Unallocated Grant Reserve revenues and expenses by \$17,187 and decrease the Project Accounts by \$17,187. Motion carried.**
- c. **Commissioner Mattingly moved, seconded by Commissioner Dement, to approve and authorize the Commissioner President to sign Budget Amendment to increase Unallocated Grant Reserve revenues and expenses by \$101 and decrease the Project Accounts by \$101. Motion carried.**

- d. **Commissioner Jarboe moved, seconded by Commissioner Mattingly, to approve and authorize the Commissioner President to sign Budget Amendment to increase the Unallocated Grant Reserve revenues and expenses by \$8,565 and decrease the Project Accounts by \$8,565. Motion carried.**

3. **Department of Public Safety**

Present: Patrick Walsh, Director
Timothy Bennett, Emergency Planner

Commissioner Mattingly moved, seconded by Commissioner Jarboe, to authorize the scheduling of a Supplemental Appropriation Public Hearing to be held on February 22, 2005, for FY03 State Homeland Security Grant Program Close-Out Grant Award in order to purchase interoperability equipment for first responders in the amount of \$496,000. Motion carried. Commissioner President McKay stated that the public hearing should be conducted during daytime hours.

4. **Department of Aging and Human Resources Department**

Present; Gene Carter, Director, Department of Aging
Tara Andrews, Deputy Director, Department of Human Resources

Commissioner Jarboe moved, seconded by Commissioner Dement, to approve permanent exception to hiring procedures for grant and revenue funded hirees until such time as the revised Personnel Manual has been adopted. Motion carried.

It was pointed out that the permanent exception voted upon would apply to all of County Government, and would not be limited to the Department of Aging.

5. **Department of Public Works and Transportation**

Present: George Erichsen, Director

Commissioner Mattingly moved, seconded by Commissioner Jarboe, to approve and authorize the Commissioner President to sign Budget Amendment in the amount of \$5,000 for the purpose of using contract development review services. Motion carried.

Commissioner Mattingly asked that a report be provided on how contract development review services were working after a month or more of implementation. Mr. Erichsen stated that a fee schedule and/or the FY06 Budget Report will come before the Commissioners, and a detailed report would be provided at that time. Commissioner Mattingly stated that a report at that time would be acceptable.

6. **County Attorney's Office**

Present: Heidi Dudderar, Assistant County Attorney
Delores Lacey, Public Information Coordinator
Mary Ruth Horton, Commission on Aging

Commissioner Jarboe moved, seconded by Commissioner Dement, to approve the reorganization of terms to become staggered, and the reappointments of Arlene Cooper, Raymond Cooper, Mary Ruth Horton, Patricia Myers, and Kitty Turner to the Commission on Aging. Motion carried.

7. **County Administrator and Human Resources Department**

Present: George Forrest, Chair, Sheriff's Office Retirement Plan Board of Trustees
Dee Snyder, Benefits Coordinator, Human Resources Department
Tara Andrews, Deputy Director,

The County Administrator and Human Resources Department presented a Third Amendment to the Sheriff's Office Retirement Plan in the form of a Resolution for consideration and a final decision. A public hearing regarding the matter was conducted on January 4, 2005.

Commissioner Jarboe moved, seconded by Commissioner Mattingly, to approve and sign the Third Amendment to the Sheriff's Office Retirement Plan Resolution. Motion carried.

8. **Finance Department**

Present: Elaine Kramer, Chief Financial Officer
Tim Murphy, Audit Firm of Murphy & Murphy

Mr. Murphy presented the FY2004 audited financial statements and report from Murphy & Murphy to the Board of County Commissioners. An extremely favorable report was presented, and St. Mary's County was commended for the prudence exhibited in overseeing the use of citizens' money.

Discussion took place regarding the amount to be placed in the Rainy Day Fund. It was reported that the Commissioners determined late in 2004 that additional funding would be placed into the Rainy Day Fund in FY2006 and FY2007. The Economic Stability Reserve will have a limited life span, ending in July of 2006. It was reported that the County Attorney's Office had not yet performed legal review of the documentation.

Commissioner Jarboe moved, seconded by Commissioner Mattingly, to accept the draft Independent Auditor's Report for year ending June 30, 2004, and also

to approve the Rainy Day Fund at \$1 million, the Bond Rating Reserve at \$8,202,929, and the Economic Stabilization Reserve at \$7.5 million, contingent upon legal review. Motion carried.

**DEPARTMENT OF LAND USE AND GROWTH MANAGEMENT: DECISIONS
RE ZONING MAP AMENDMENTS**

Present: Jeff Jackman, Senior Planner, Department of Land Use and Growth
Management

John Norris, III, County Attorney

The Department of Land Use and Growth Management presented an Ordinance for Zoning Map Amendments that would implement necessary corrections. A public hearing regarding the matter was conducted on November 9, 2004. Two public comments from the hearing were addressed, and there were no further written public comments submitted for consideration. The following amendments were under consideration:

- 1) Tax Map 66, Grid 21, Parcel 63 (46525 Dennis Point Way, 2nd Election District, Drayden, Maryland): rezone from RPD Rural Preservation District, to CM Commercial Marine.
- 2) Tax Map 65, Grid 17, Parcel 14, Lot 1 (17345 Piney Point Road, 2nd Election District, Piney Point, Maryland): rezone from RL Low-density Residential, to TMX Town Center Mixed Use.
- 3) Tax Map 51, Grid 6, Parcel 386 (Three Notch Road, 8th Election District, Lexington Park, Maryland): rezone from OBP Office and Business Park, to I Industrial.
- 4) Tax Map 66, Grid 19, Parcel 48 (Evans Seafood Restaurant, 9th Election District, Piney Point, Maryland): rezone from RPD Rural Preservation District to CM Commercial Marine.

Commissioner Mattingly moved, seconded by Commissioner Dement, for the Board of County Commissioners to adopt and sign the Ordinance for the proposed Zoning Map Amendments for Parcel 63 on Dennis Point Way, Parcel 14, Lot 1 on Piney Point Road, Parcel 386 on Three Notch Road, and Parcel 48 at Evans Seafood Restaurant . Motion carried.

COMMISSIONERS' TIME

Commissioner Mattingly

Attended the College of Southern Maryland Graduation Ceremonies in La Plata, celebrating the graduation of more than 300 individuals. Thirty-two percent of the graduating class originated from St. Mary's County, which is in keeping with last years' percentage of thirty percent. Special congratulations were extended to one particular individual, Ms. Lynette Russell, a St. Mary's County citizen who telephoned

Commissioner Mattingly and stopped by the office as well. Although he was unable to locate Ms. Russell in the crowd at the event, he commended her on the hard work she has put into reaching her goals.

Attended a MACo meeting recently, and reported that the Board of County Commissioners may want to discuss, and perhaps send, a letter of support regarding House Bill 1.

Reported that the Nursing Home will soon be dealing with dramatic cuts in Medicaid funding. Stated that it is possible that a future letter of request for support for some funding restoration may come forward.

Commissioner Raley

Reported that all the Commissioners attended the Installation of Officers Ceremony at the Ridge Volunteer Fire Department. Several of their members expressed to Commissioner Raley their appreciation for all five Commissioners taking time out of their busy schedules in order to attend. The weather forecast was bad, and many were especially impressed that Congressman Hoyer and Commissioner Jarboe traveled such a long distance in order to attend their event.

Asked the other Commissioners to keep him from getting lost tomorrow while transporting to the Governor's Priority Places Announcement event.

Commissioner Jarboe

Reminded citizens that the snow and ice storms of late have caused dangerous traveling conditions on the roads in the County, and citizens were asked to remember to slow down. Commissioner Jarboe encouraged citizens to use a front-wheel drive vehicle in bad weather conditions, if they have one as an alternative. Any pickup trucks should be loaded with wood or another weighty types of material in order to provide additional traction.

Commissioner Dement

Reported that the Commissioners' attendance at the Ridge Volunteer Fire Department also included the Ladies Auxiliary.

Reported that he, along with Commissioner President McKay, attended the Patuxent Habitat for Humanity Dedication event last Saturday. The home was built for Ms. Castro and her five children. It was a very nice event and celebration, with a wonderful turnout of people supporting the project.

There is a continuing need for additional donated property, and citizens were urged to consider donating to this worthwhile project.

Attended the 50th Anniversary Celebration for Albert and Juanita Johnson at the Hollywood Volunteer Fire Department on Saturday, and they are to be congratulated.

Commissioner President McKay

Reiterated that most of the Commissioners would be attending the Governor's Priority Places Announcement event tomorrow.

Reported that visitation to all Boards, Committees, and Commissions was going well, and Commissioners are working their way through visiting each group in order to show the *Embracing Progress* video, which is being well-received.

Reported that he would be attending a Critical Area Commission meeting this Wednesday.

Reported that a MACo meeting would be held this Wednesday. *Directed staff to use sample letter written by MACo in order to draft a Consent Letter from the Board of County Commissioners. Commissioner Mattingly can provide the sample letter.*

ADJOURNMENT

The meeting adjourned at 4:03 p.m.

Minutes Approved by the Board of County Commissioners on _____

Kate Mauck, Senior Administrative Coordinator

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